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Doni BOSCH
(signature)
Date of signature and deposit - April 22, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
STEVEN D. JODER et al.) Group Art Unit 2127
)
Serial No. 10/623,478)
)
Filed: July 18, 2003)
)
For: METHOD, APPARATUS, AND) Attorney Docket 1-23428
SYSTEM FOR QUALITY PERFORMANCE)
EVALUATION OF A SUPPLIER BASE)

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PETITION TO FILE APPLICATION UNDER 37 C.F.R. 1.47

Honorable Sir:

It is respectfully requested that the above-identified application be filed under the provisions of 37 C.F.R. 1.47. Please charge Deposit Account No. 13-0005 in the amount of \$130.00 to cover the fee pursuant to 37 C.F.R. 1.17(h). A duplicate copy of this sheet is enclosed.

The application was filed on July 18, 2003 and named three persons as co-inventors, namely, Steven D. Joder, David W. Cox, and Anthony J. Baugh. Two of those three inventors (Messrs. Joder and Cox) have signed the inventors' declaration form filed herewith. However, the other inventor (Mr. Baugh) has not signed this form. It is respectfully requested that the application be accepted by Messrs. Joder and Cox on behalf of the non-signing Mr. Baugh.

The undersigned attorney mailed a copy of the above-identified application to Mr. Baugh at his last known address (9326 Soaring Hill Place, Ft. Wayne, Indiana

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46804) by first class U.S. mail on December 17, 2003. Mr. Baugh is believed to have received that copy of the application because it has not, as of this date, been returned as undeliverable. Having received no response or other communication following the December 17, 2003 mailing, the undersigned attorney mailed a follow-up letter to Mr. Baugh by certified first class U.S. mail on February 5, 2004. Mr. Baugh signed the certified mail receipt for that letter on February 7, 2004, but did not otherwise respond to the undersigned attorney.

On February 20, 2004, the undersigned attorney spoke by telephone with Mr. Baugh. During that conversation, Mr. Baugh suggested that he had received the application and other papers (including the inventors' declaration form) that were mailed to him back in December of 2003, but that he had misplaced them. Thus, on February 20, 2004, the undersigned attorney sent Mr. Baugh replacement copies of the application and other papers by Federal Express, and those papers are believed to have been received by Mr. Baugh on February 21, 2004. However, Mr. Baugh did not return the signed inventors' declaration form or any of the other papers sent to him.

Having received no response from Mr. Baugh, the undersigned attorney sent Mr. Baugh a second follow-up letter by Federal Express on March 29, 2004. That Federal Express package was returned as undeliverable, and Mr. Baugh's telephone number has been disconnected. Thus, although Mr. Baugh has not made an affirmative statement to this effect, it is believed that he has effectively refused to sign the inventors' declaration form. It is also believed that Mr. Baugh cannot be reached after diligent effort. Accordingly, it is respectfully requested that the above-identified application be filed under the provisions of 37 C.F.R. 1.47.

Respectfully submitted,



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Reg. No. 30,085

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